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U.S. DISTRICT COURT
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DISTRICT OF UTAH

BY: 80
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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,	:	Case No.
	:	
Plaintiff,	:	
	:	
vs.	:	I N D I C T M E N T
	:	
ANDREW JOHN MULLEN,	:	Viol 18 U.S.C. § 1014
	:	(False Statement to a Bank)
	:	
Defendant.	:	
	:	Case: 2:08-cr-00845
	:	Assigned To : Waddoups, Clark
	:	Assign. Date : 12/18/2008
	:	Description: USA v.

The Grand Jury charges:

Introduction

At all times material to this indictment,

1. Defendant ANDREW JOHN MULLEN was a resident of Salt Lake County, Utah.

2. Washington Mutual Bank (hereinafter "Washington") was a financial institution, the deposits of which was insured by the Federal Deposit Insurance Corporation.

Count 1
18 U.S.C. § 1014
(False Statement to a Bank)

3. On or about February 16, 2007, within the Central Division of the District of Utah,

ANDREW JOHN MULLEN,

defendant herein, knowingly made the following false statements in a loan application to Washington Mutual, a federally insured bank, for the purpose of influencing Washington Mutual to lend him \$1,000,000 to purchase a home at 12813 South Ellerbeck Lane, Draper, Utah, in which the defendant falsely stated as follows:

a. His wife, M.M., was applying for the loan, whereas the defendant knew he was the one applying for the loan;

b. The home would be used as M.M.'s primary residence, whereas the defendant knew the home was being purchased for an investment and would not be occupied by him and/or M.M.; and

c. M.M. had a monthly income of \$34,000 from Home Front Services, whereas the defendant knew she had no monthly income from Home Front Services.

All in violation of 18 U.S.C. § 1014.

NOTICE OF INTENTION TO SEEK CRIMINAL FORFEITURE

As a result of committing the felony offense alleged in Count 1 of this Indictment, which is punishable by imprisonment for more than one year, the above-named defendant shall forfeit to the United States pursuant to 18 U.S.C. § 982(a)(2) any and all property constituting or derived from any proceeds the

defendant obtained directly or indirectly as a result of the felony offense and any and all property, real and personal, used or intended to be used in any manner or part to commit and to facilitate the commission of a violation of 18 U.S.C. § 1014 and any property traceable thereto.

A TRUE BILL:

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FOREPERSON OF THE GRAND JURY

BRETT L. TOLMAN

Cy H. Castle

CY H. CASTLE

ASSISTANT U.S. ATTORNEY